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1632

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/753,892
Filing Date	January 3, 2001
First Named Inventor	Leonid A. Yakubov
Art Unit	1632
Examiner Name	Scott D. Priebe
Attorney Docket Number	PANA0001-100

Total Number of Pages in This Submission 24

RECEIVED
JUN 25 2003
TECH CENTER 1800/2900**ENCLOSURES (check all that apply)**☐ Fee Transmittal Form☐ Fee Attached☒ Supplemental Response☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/
Incomplete Application☐ Response to Missing
Parts under 37 CFR
1.52 or 1.53☐ Assignment Papers
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s)☐ After Allowance Communication to
Group☐ Appeal Communication to Board of
Appeals and Interferences☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s)
(please identify below):**Copy of Declaration of Leonid A.
Yakubov pursuant to 37 C.F.R.
1.132 including Exhibits 1-5;
second copy of Exhibits 2-5**

Remarks

Sent via Express Mail Label No. EV146603889US**Dated: June 20, 2003****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm
or
Individual name

Mark DeLuca, Registration No. 33,229

Signature

Date

June 20, 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#16
7/2/03
RECEIVED
JUN 25 2003
TECH CENTER 1600/2900

In re application of: Leonid A. Yakubov

Serial No.: 09/753,892

Group Art Unit: 1632

Filed: January 3, 2001

Examiner: Scott David Priebe

Title: COMPOSITIONS COMPRISING GENOME SEGMENTS AND
METHODS OF USING THE SAME

Express Mail Number: EV146603889US

Deposited: June 20, 2003

Assistant Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Dear Sir:

SUPPLEMENTAL RESPONSE

This paper is filed to supplement the response mailed April 25, 2003 which was filed in response to the Office Action dated October 25, 2002 in connection with the above-identified patent application. The response filed April 25, 2003 was fully responsive to the Office Action mailed October 25, 2002.

Applicant's undersigned representative has learned that a clerical error was made in the preparation of the Declaration of Leonid Yakubov which was submitted with the response filed April 25, 2003. Applicant's undersigned representative provides this Supplemental Response to submit a correct version of the Declaration of Leonid Yakubov including an explanation of the clerical error.

During the preparation of the Declaration of Leonid Yakubov, several different sets of Figures were provided by Dr Yakubov to Applicant's undersigned representative. After determining the appropriate contents for inclusion in the Declaration of Leonid Yakubov, a final version of the declaration was provided to Leonid Yakubov for review

and execution. Dr. Yakabuov executed the declaration and forwarded the signed signature page to Applicant's undersigned representative for filing in the USPTO. Applicant's undersigned representative placed the facsimile copy of the executed signature page together with the remaining pages of the declaration and handed them to co-worker/paralegal Ms. Cathy Hill together with copies of the drawings and asked that she prepare copies for filing in the USPTO with the response. Applicant's undersigned representative is unsure whether or not he provided Ms. Cathy Hill with the final version of Figures 2-5 to be included with the declaration or if he provided Ms. Cathy Hill with an earlier version of Figures 2-5. Applicant's undersigned representative reviewed the completed version of the Declaration of Leonid Yakubov together with the final version of the response which was mailed April 25, 2003. Following the review, Applicant's undersigned representative signed the Response that was filed with the Declaration. Applicant's undersigned representative specifically recalls reviewing the completed Declaration including the Figures at this time but does not recall if a detailed inspection of the Figures was performed to ensure that they were the correct version. The response including the Declaration of Leonid Yakubov were processed for mailing. Prior to mailing, multiple copies of the documents were reproduced and Applicant is unsure if the earlier version of Figures 2-5 were incorrectly matched with the Declaration during that stage. The response including the Declaration were mailed to the USPTO.

Upon reviewing the copies of the filed documents provided to the inventor by Applicant's undersigned representative, Dr. Yakubov noted that Figures 2-5 attached to his copy of the declaration were the incorrect version. He alerted Applicant's undersigned representative who inspected his file and discovered his file included a copy of the Declaration with the incorrect version of Figure 2-5. Applicant's undersigned representative suspects that the Declaration filed in the USPTO may also contain incorrect version of the figures. Applicants respectfully request reconsideration in view of the following amendments and remarks.

Applicant's provide herewith a copy of the correct version of the Figures 2-5 and a copy of the Declaration of Leonid Yakubov in which the correct version of the Figures are attached. Applicant's respectfully urge that the Figures provided with the declaration

Docket No.: PANA0001-100
PATENT APPLICATION

Serial No.: 09/753,892
Filed: January 3, 2001

as originally filed were provided in error and that the correct version provided herewith were the Figures intended to be included in the declaration at the time the declaration was filed.

In view of the foregoing, Applicant submits that the claims as amended are in condition for allowance, and an early Office Action to that effect is earnestly solicited. Applicant invites the Examiner to contact the undersigned at (215) 665-5592 to clarify any unresolved issues raised by this response.

Respectfully submitted,



Mark DeLuca.
Registration No. 33,229

Date: June 20, 2003

COZEN O'CONNOR, P.C.
1900 Market Street
Philadelphia, PA 19103-3508
Telephone: (215) 665-2000
Facsimile: (215) 701-2027

Attachments: Copy of the correct version of Figures 2-5
Copy of Declaration of Leonid A. Yakubov pursuant to 37 CFR § 1.132
with correct Figures attached.